

Remarks/Arguments:

Claims 1-8, 10-11, 13-16, 19, 22-23 and 26-28 are pending and stand rejected.

By this Amendment, claims 1, 8, 11, 13, 19, 26 and 28 are amended.

No new matter is presented by the claim amendments. Support for the claim amendments can be found throughout the original specification. For example, support for the claim amendments can be found in the original specification relating to FIG. 20.

Rejection of Claims 1-8, 10-11, 13-16, 19, 22-23 and 26-28 under 35 U.S.C. §102(e)

In the Office Action, at item 3, claims 1-8, 10-11, 13-16, 19, 22-23 and 26-28 are rejected under 35 U.S.C. §102(e) as being anticipated by Witkowski (U.S. Patent No. 7,257,426).

Reconsideration is respectfully requested.

Claim 1

Claim 1 is directed to a network system for effectuating data communication between a vehicle and a data processing resource, and recites:

...

an in-vehicle monitoring unit for monitoring vehicle operations and for providing vehicle related information;

a store display ... equipped with a communication interface device having:

a communication interface to communicate data between said second wireless network connectivity interface and said data processing resource, the communication interface communicating the vehicle related information from said in-vehicle monitoring unit via the in-vehicle device to said data processing resource for processing by the data processing resource, wherein the data processing resource communicates selection information to the store display for selecting at least one of the products for sale held by the store display responsive to the vehicle related information.

...

That is, the stored display holds a plurality of products for sale and the processing resource communicates selection information to the store display for selecting at least one of the products for sale responsive to the vehicle related information.

Witkowski Reference

Witkowski discloses a drive-through board 46 with two wireless transceivers 48 and 10a communicating with wireless RF transceiver 10b in vehicle 14. (See Witkowski at column 9, line 66 to column 10, line 8.) Witkowski further discloses such an implementation could enable drive-through banking transactions, drive-through prescription ordering or a wide variety of other retail transactions made from within a vehicle. (See Witkowski at column 10, lines 16-21.) Witkowski, however, does not disclose or suggest that the communication interface of the store display data communicates "the vehicle related information from said in-vehicle monitoring unit via the in-vehicle device to the data processing resource" and, furthermore, is silent regarding the data processing resource communicating "selection information ... for selecting at least one of the products for sale ... responsive to the vehicle related information," as required by claim 1. This is because Witkowski is not concerned with the selection/ordering of vehicle parts. Thus, in Witkowski vehicle related information is not needed in any selection process.

Accordingly, it is submitted that claim 1 patentably distinguishes over Witkowski for the above-mentioned reasons.

Claims 13 and 19

Claims 13 and 19, which include similar but not identical features to those of claim 1, are submitted to patentably distinguish over Witkowski for at least similar reasons to those of claim 1.

Claims 2-8, 10-11, 14-16, 22-23 and 26-28

Claims 2-8, 10-11, 14-16, 22-23 and 26-28, which include all of the limitations of claim 1, 13 or 19, are submitted to patentably distinguish over Witkowski for at least the same reasons as their respective independent claim.

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Conclusion

In view of the claim amendments and remarks, Applicant submits that the application is in condition for allowance, which action is respectfully requested.

Respectfully submitted,



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SJW/EB/snp

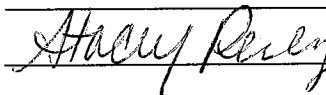
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